



2662

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/054,030
Filing Date	January 22, 2002
First Named Inventor	Stephen E. Terry
Art Unit	2662
Examiner Name	Not Yet Known
Attorney Docket Number	I-2-0135.3US

Total Number of Pages in This Submission

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MAR 04 2004**ENCLOSURES (Check all that apply)**

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form                                     | <input type="checkbox"/> Drawing(s)                                       | <input type="checkbox"/> After Allowance communication to Group  |
| <input type="checkbox"/> Fee Attached   | <input type="checkbox"/> Licensing-related Papers                         | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  |
| <input type="checkbox"/> Amendment/Reply  | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)   |
| <input type="checkbox"/> After Final  | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information   |
| <input type="checkbox"/> Affidavits/declaration(s)                                | <input type="checkbox"/> Power of Attorney, Revocation                    | <input type="checkbox"/> Status Letter   |
| <input type="checkbox"/> Extension of Time Request                                | <input type="checkbox"/> Change of Correspondence Address                 | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  |
| <input type="checkbox"/> Express Abandonment Request                              | <input type="checkbox"/> Terminal Disclaimer                              | PTO-1449; two Japanese search reports with English translations; five cited references and English translation of sixth reference. |
| <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement | <input type="checkbox"/> Request for Refund                               |  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)                   | <input type="checkbox"/> CD, Number of CD(s) _____                        |  |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application         | Remarks   |  |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53      |   |  |

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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Frank A. Mazzeo	Reg. No. 46,259
Signature	Vdlpe and Koenig, P.C.	
Date	2/27/04	

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Frank A. Mazzeo
Signature	Date 2/27/04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT #4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the PATENT APPLICATION of:

Stephen E. Terry

Application No.: 10/054,030

Confirmation No.: 3271

Filed: January 22, 2002

For: FLOW CONTROL OF A SPREAD  
SPECTRUM MULTIUSER CHANNEL

Group: 2662

Examiner: Not Yet Known

Our File: I-2-0135.3US

Date: February 27, 2004

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Further to Applicants' Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicants wish to bring to the Examiner's attention the material cited on the enclosed PTO-1449 form, which was cited in two search reports in two corresponding foreign applications and a communication from related U.S. Application No. 09/569,731 (attorney docket no. I-2-0135.1US). This application also is related to U.S. Application No. 10/053,969 (attorney docket no. I-2-0135.2US).

Enclosed are copies of the following:

1. two search reports;
2. English translation of each search report;
3. five cited references; and English translation of sixth reference (Reference

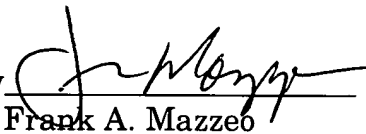
BC).

**Applicant:** Stephen E. Terry.  
**Application No.:** 10/054,030

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the PTO-1449 form indicating consideration of the cited materials.

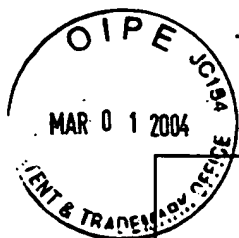
Respectfully submitted,

Stephen E. Terry

By   
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FAM/kr  
Enclosures



FORM PTO-1449  U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)	ATTY. DOCKET NO. I-2-0135.3US	SERIAL NO. 10/054,030
	APPLICANT Stephen E. Terry	
	FILING DATE January 22, 2002	GROUP 2662

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AY	5	6	6	6	3	4	8	09/1997	Thornberg et al.			
	AZ	5	7	4	2	5	8	8	04/1998	Thornberg et al.			
	BA	6	3	3	0	6	0	3	12/2001	Seki et al.			
	BB	6	4	2	1	3	3	5	07/2002	Kilkki et al.			

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## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO
	BC	H	3	4	5	0	5	1	02/1991	Japan			X	
	BD	W	O	98	33	3	4	9	07/1998	PCT				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.